

CONTINUED

COMMISSION MEETING

10:00 A.M.

MARCH 23, 2016

The Governing Body of the City of Emporia, Kansas, met in Continued Session, Wednesday, March 23, 2016, at the Water Treatment Plant with Mayor Giefer presiding and Commissioners, Geitz, Gilligan, Harmon and Mlynar present. Also present were City Manager McAnarney, Assistant City Manager Witt, City Clerk Sull and City Attorney Montgomery.

**WATER TREATMENT
(Ozone Equipment Manufacturer)
(Change Order No. 1)**

Frank Abart, Public Works Director, was recognized and addressed the Governing Body. He stated the Commission previously approved a contract to provide detailed manufacturing specifications and production of specialized Ozone replacement equipment located at the Water Treatment Plant. During the actual manufacturing plan development for the equipment, it was discovered that several detail changes and additions would be necessary to assure that the equipment would function as designed. The original award covered the general cost of building the equipment but in many respects the equipment must be custom built to fit our existing plant. He stated this equipment is being manufactured for this project only. The new equipment will increase efficiency in the water treatment process. He stated those details were not discovered until the final manufacturing details were reviewed. The total change order increase is \$111,912.00. He stated staff was recommending approval of Change Order No. 1 in the amount of \$111,912.00. Approval of the change order will bring the total current Ozone Equipment contract cost to \$1,499,597.00.

Commissioner Geitz made a motion to approve Change Order No. 1 with Xylem/Wedco Water Solutions in the amount of \$111,912.00 for the Ozone Equipment at the Water Treatment Plant. Commissioner Mlynar seconded the motion. The vote follows: Commissioner Geitz, aye; Commissioner Mlynar, aye; Commissioner Gilligan, aye; Commissioner Harmon, aye; and Mayor Giefer, aye.

**WATER TREATMENT
(Water Storage Tank Project)
(Change Order)**

Frank Abart, Public Works Director, was recognized and addressed the Governing Body. He stated this project is to provide rehabilitation work associated with the water storage tanks located at the Water Treatment Plant. The west tank has been completed, however, during the evaluation stage of the east tank, a determination was made to replace all of the twenty roof beams due to significant deterioration. He stated for beam replacement the cost is \$88,000. The east tank also requires the replacement of the two inner structural steel support rings in the amount of \$31,400.00. This level of deterioration was not anticipated but is essential to support the roof beams. This change order also includes removal of an old interior painters rail that was falling off the interior tank wall in the amount of \$1,875.00. He stated this problem was also corrected in the west tank. The cumulative total of these items is \$121,275.00. He stated staff is recommending approval of the Change Order associated with the Water Tank Rehabilitation Project in the amount of \$121,275.00. The funding threshold for the project was established at \$1.2 million. This change order makes the project in excess of the threshold. Additional funding will be utilized from the Water Fund.

Commissioner Geitz made a motion to approve the Change Order request for the additional rehabilitation work on the east tank associated with the Water Tank Rehabilitation Project in the amount of \$121,275.00. Commissioner Gilligan seconded the motion. The vote follows: Commissioner Geitz, aye; Commissioner Gilligan, aye; Commissioner Harmon, aye; Commissioner Mlynar, aye; and Mayor Giefer, aye.

**PAVING
(Warren Way Paving Project - Project No. PV1402)
(Bids)**

Jerry Menefee, City Engineer, was recognized and addressed the Governing Body. He stated bids were received for Warren Way Paving Project No. PV1402. The follow is the bid tabulation:

BID TABULATION FOR WARREN WAY

Contractor	Total
APAC Kansas, Inc.	\$1,284,214.28
Vogts-Parga	\$1,098,094.32
Emery Sapp & Sons	\$1,211,003.45
Mies Construction Co., Inc.	\$1,025,607.95
Engineer's Estimate	\$1,059,568.50

He stated this project is budgeted at \$1,000,000.00 which will be funded out of the 441 Project Fund for \$500,000.00 and the Kansas Department of Transportation Economic Development Special Grant in the amount of \$500,000.00. The amount over the 1,000,000.00 and the Engineering costs will be funded from the Multi-Year Fund. This project will only be completed subject to KDOT approval of the \$500,000.00 for the special grant.

Following further discussion, Commissioner Geitz made a motion to award the bid for the Warren Way Paving Project, Project No. PV1402 to Mies Construction Company, Inc., in the amount of \$1,025,607.95 subject to KDOT approval of the Economic Development Special Grant in the amount of \$500,000.00. Commissioner Harmon seconded the motion. The vote follows: Commissioner Geitz, aye; Commissioner Harmon, aye; Commissioner Gilligan, aye; Commissioner Mlynar, aye; and Mayor Giefer, aye.

EXECUTIVE SESSION

Commissioner Mlynar made a motion to adjourn into Executive Session for consultation with the City Attorney for attorney/client privilege and land acquisition from 10:21 a.m. to 10:36 a.m., at the Water Treatment Plant Meeting Room. Commissioner Harmon seconded the motion. The vote follows: Commissioner Mlynar, aye; Commissioner Harmon, aye; Commissioner Geitz, aye; Commissioner Gilligan, aye; and Mayor Giefer, aye.

Upon reconvening the meeting in Continued Session, at 10:36 a.m., this same date, at the Water Treatment Plant Meeting Room, Mayor Giefer stated

they had discussed attorney/client privilege and land acquisition and no action was taken.

Commissioner Harmon then made a motion to adjourn. Commissioner Gilligan seconded the motion. The vote follows: Commissioner Harmon, aye; Commissioner Gilligan, aye; Commissioner Geitz, aye; Commissioner Mlynar, aye; and Mayor Giefer, aye.

Danny Giefer, Mayor

ATTEST:

Kerry Sull, City Clerk